HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO.2567 OF 2005.

Lakhu Vallabhdas Chachra @ Bhatia. ...Applicant.

V/s.

Director of Revenue Intelligence Mumbai

& Anr. ..Respondents.

Ms.Y.N.Katpitia, for applicant.

Mr. R.F.Lambay,for respondent No.1.

Mr. K.V.Saste, APP for Respondent No.2.

CORAM: A.M.KHANWILKAR,J
DATE : APRIL 26, 2005

P.C. :-

1. Heard counsel for the parties.

2. Mr. Lambay, the counsel for the respondent No.1 has no objection, if the application is disposed of on the same terms as per order dated 10th March, 2004. Accordingly, this application is allowed on the following terms.

(i) The applicant is permitted to travel to Dubai. The respondent No.2 is directed to issue passport to the applicant for a period of one

year and not withhold it only on the ground stated in Section 6(2)(f) of the Passports Act. Provided if the applicant fulfils all other requirements, necessary for grant of passport. Needless to say that the provisions of section 6(2)(f) of the Passports Act shall however, apply if any other case is pending against him;

(ii) The applicant is directed to furnish additional solvent surety in the sum of Rs.25,000/- or a cash security in lieu of solvent surety;

(iii) The learned counsel for the applicant makes a statement that the applicant has deposited cash surety of Rs.25,000/- which he has not withdrawn, and requests to continue the same cash security. Hence the applicant is allowed to continue the said security.

(iv) The applicant shall keep informed respondent No.1 in writing his date/dates of departure and arrival while leaving India and his address and telephone numbers at Dubai.

3. Application is disposed of accordingly.